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7 DARYELLE LAWANNA PRESTON,
8 Plaintiff,
9 v.
10 CITY OF OAKLAND,
11 Defendant.

12 Case No. 14-cv-02022 NC
13 **VERDICT FORM**
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15

1 *The jury must unanimously agree on the answer for each of the following questions;*
2 *please put an “X” next to the jury’s unanimous answer for each question:*

3 **California Labor Code**

- 4 **1. Did Preston prove by a preponderance of the evidence that she disclosed**
5 **and/or refused to participate in an act that she reasonably believed violated a**
6 **state or federal law?**

7 Yes _____ No _____

8 *If you answered “Yes” to question 1, then answer question 2.*

9 *If you answered “No” to question 1, please skip to bottom, answer no further*
10 *questions, and have the presiding juror sign and date this form.*

- 11 **2. Did Preston prove by a preponderance of the evidence that her disclosure**
12 **and/or refusal to participate in an act that she reasonably believed violated a**
13 **state or federal law was a substantial motivating reason for her termination?**

14 Yes _____ No _____

15 *If you answered “Yes” to question 2, then answer question 3.*

16 *If you answered “No” to question 2, please skip to bottom, answer no further*
17 *questions, and have the presiding juror sign and date this form.*

- 18 **3. Did the City of Oakland prove by clear and convincing evidence that it would**
19 **have discharged Preston, for legitimate, independent reasons, absent her**
20 **disclosure and/or refusal to participate in an act she reasonably believed**
21 **violated state or federal law?**

22 Yes _____ No _____

23 *If you answered “Yes” to question 3, please skip to bottom, answer no further*
24 *questions, and have the presiding juror sign and date this form.*

25 *If you answered “No” to question 3, then answer question 4.*

4. What are Preston's damages against the City of Oakland?

- | | |
|---------------------------------|----------|
| a. Past lost earnings | \$ _____ |
| b. Future lost earnings | \$ _____ |
| c. Future pension plan benefits | \$ _____ |
| d. Emotional distress damages | \$ _____ |
| TOTAL: | \$ _____ |

* * *

Signed: _____

Dated: _____

Presiding Juror

After this verdict form has been signed, notify the courtroom deputy that you are ready to present your verdict in the courtroom.